

authority, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than December 29, 1980, request in writing that a hearing be held on such matter, stating the nature of his interest, the reason for such request, and the issues of fact or law raised by the filing which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as amended or as it may be further amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

George A. Fitzsimmons,  
Secretary.

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[Rel. No. 33-6269]

#### Procedures Applicable to Requests for No-Action and Interpretive Letters

In Release No. 33-6253 (October 28, 1980) [45 FR 72644], the Commission described certain procedures recently adopted by the Division of Corporation Finance for responding to all requests for no-action and interpretive letters, except those involving shareholder proposals. The new response procedure involves the use of an endorsement to the incoming letter as a method of reply. Rather than preparing a response in the format of a letter reciting the salient facts of the request and setting forth the position of the Division regarding the issues raised, the Division simply sets forth its position on the issues raised on

either the last page of the incoming letter or on a separate page attached at the end of that letter. This new response procedure was instituted in order to make more efficient use of the Division's resources while continuing to provide no-action and interpretive letter advice upon request.

The use of the endorsement procedure has necessitated providing a copy of the requestor's letter, as well as the Division's endorsement response, to all persons within the Commission who receive copies of the Division's no-action and interpretive letters as a matter of record (e.g., the Public Reference Section, certain Regional Offices, etc.). This has placed a new burden on the Division's staff—that of providing multiple photocopies of the requestor's letter. To alleviate this burden, henceforth all persons who request no-action or interpretive letters from the Division should submit an original and seven copies of their request to the following address: Office of Chief Counsel, Division of Corporation Finance, Securities and Exchange Commission, Washington, D.C. 20549.

In Release No. 33-5127 (January 25, 1971) [36 FR 2600], the Commission specified certain procedures to be followed by persons submitting requests for no-action or interpretive letters. The Commission is taking this opportunity to remind requestors of the following procedures:

1. The specific subsection of the particular statute to which the letter pertains should be indicated in the upper right-hand corner of the original and each copy of the letter submitted.

2. The names of the company or companies and all other persons involved should be stated. Letters relating to unnamed companies or persons, or to hypothetical situations, will not be answered.

3. Letters should be limited to the particular situation involving the problem at hand, and should not attempt to include every possible type of situation which may arise in the future.

4. While it is essential that letters contain all of the facts necessary to reach a conclusion in the matter, they should be concise and to the point.

5. The writer should indicate why he thinks a problem exists, his own opinion in the matter and the basis for such opinion.

6. If a request for confidential treatment is made, this request and the basis therefor should be included in a separate letter and submitted with the no-action request letter.

By the Commission.

George A. Fitzsimmons,  
Secretary.

December 5, 1980.

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[Rel. No. 21826; 70-5868]

#### Public Service Company of Oklahoma and Ash Creek Mining Co.; Proposal To Extend and Increase Short-Term Loans To Mining Subsidiary

December 5, 1980.

Public Service Company of Oklahoma ("PSO"), an electric utility subsidiary of Central and South West Corporation, a registered holding company, and Ash Creek Mining Company ("Ash Creek") P.O. Box 201, Tulsa, Oklahoma 74102, a mining subsidiary of PSO, have filed with this Commission a post-effective amendment to their application-declaration previously filed and amended pursuant to Sections 6, 7, 9(a), 10 and 12 of the Public Utility Holding Company Act of 1935 ("Act") and Rules 43 and 45 promulgated thereunder concerning the following proposed transaction.

By order dated November 30, 1976 (HCAR No. 19777), PSO was authorized to organize and acquire all of the authorized common stock of Ash Creek, and to transfer to Ash Creek all of its existing coal interests in exchange for Ash Creek's common stock in an aggregate par value equal to PSO's capital costs relating to the coal interests. PSO transferred to Ash Creek properties having a cost basis of \$3,839,040 in return for 383,904 shares of Ash Creek's common stock, par value \$10 per share. Additional properties have not yet been transferred and remain in PSO ownership. PSO was also authorized to make short-term loans to Ash Creek, through December 31, 1977, in the form of either open account advances or evidenced by notes, in an aggregate amount not to exceed \$12,500,000 at any one time outstanding, to finance Ash Creek's fuel programs. That authorization has subsequently been extended pursuant to supplemental orders (HCAR Nos. 20329, 20414, 20476, 20505, 20568, 20646, 20710, 20754, 20863, 20926, 20975, 21049, 21364, 21486, 21556, 21640 and 21724). In the latest such supplemental order dated September 23, 1980 (HCAR No. 21724), PSO was authorized to continue its financing of Ash Creek through December 31, 1980, in the maximum principal amount of \$1,425,000 outstanding at any one time.

By post-effective amendment applicants-declarants request an